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<p>1 UNITED STATES BANKRUPTCY COURT</p> <p>2 DISTRICT OF MINNESOTA</p> <p>3 -----</p> <p>4 In re: Chapter 13</p> <p>5 Case No. 15-42460 (KHS)</p> <p>6 Paul Robert Hansmeier,</p> <p>7</p> <p>8 Debtor.</p> <p>9 -----</p> <p>10</p> <p>11</p> <p>12</p> <p>13 DEPOSITION OF PADRAIGIN BROWNE</p> <p>14 Taken October 28, 2015</p> <p>15 Commencing at 9:35 a.m.</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24 REPORTED BY: KELLEY E. ZILLES, RPR</p> <p>25 www.paradigmreporting.com</p>	<p>1 On Behalf of the Debtor:</p> <p>2</p> <p>3 BARBARA J. MAY, ESQ.</p> <p>4 Attorney at Law</p> <p>5 2780 Snelling Avenue North</p> <p>6 Suite 102</p> <p>7 Roseville, Minnesota 55113</p> <p>8 651.486.8887</p> <p>9 barbaraajmay@hotmail.com</p> <p>10</p> <p>11</p> <p>12</p> <p>13 ALSO PRESENT: Paul Robert Hansmeier</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22 NOTE: The original transcript will be delivered to</p> <p>23 Edward P. Sheu, Esq., as the taking party of the</p> <p>24 deposition.</p> <p>25</p>
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<p>1 Deposition of PADRAIGIN BROWNE, taken on the 28th</p> <p>2 day of October 2015, commencing at 9:35 a.m., at the law</p> <p>3 firm of Best & Flanagan, LLP, 60 South Sixth Street,</p> <p>4 Suite 2700, Minneapolis, Minnesota, before Kelley E.</p> <p>5 Zilles, Registered Professional Reporter and a Notary</p> <p>6 Public of and for the State of Minnesota.</p> <p>7 *****</p> <p>8</p> <p>9 APPEARANCES</p> <p>10</p> <p>11 On Behalf of the Judgment Creditors:</p> <p>12</p> <p>13 EDWARD P. SHEU, ESQ.</p> <p>14 Best & Flanagan, LLP</p> <p>15 60 South Sixth Street, Suite 2700</p> <p>16 Minneapolis, Minnesota 55402</p> <p>17 612.339.7121</p> <p>18 esheu@bestlaw.com</p> <p>19</p> <p>20 On Behalf of the Creditor Alan Cooper:</p> <p>21</p> <p>22 PAUL GODFREAD, ESQ.</p> <p>23 Godfread Law Firm</p> <p>24 612.284.7325</p> <p>25 paul@godfreadlaw.com</p>	<p>1 INDEX</p> <p>2</p> <p>3</p> <p>4 WITNESS: PADRAIGIN BROWNE PAGE</p> <p>5</p> <p>6</p> <p>7</p> <p>8 EXAMINATION BY MR. SHEU..... 6</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13 BROWNE EXHIBITS MARKED AND REFERRED TO:</p> <p>14</p> <p>15 Exhibit 1 Notice of Issuance of Subpoenas For</p> <p>16 Rule 2004 Examinations..... 7</p> <p>17</p> <p>18 Exhibit 2 Form 8879 IRS e-file Signature</p> <p>19 Authorization..... 19</p> <p>20</p> <p>21 Exhibit 3 1040 U.S. Individual Income Tax</p> <p>22 Return 2013..... 19</p> <p>23</p> <p>24 Exhibit 4 1040 U.S. Individual Income Tax</p> <p>25 Return 2014..... 19</p>

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<p>1 Exhibit 5 Supplemental Documentation in Support 2 of Smith's Motion for Reconsideration 3 (ECF No. 189)..... 29 4 5 Exhibit 6 Copies of Checks Front and Back and 6 Chase Bank Statements..... 44 7 8 Exhibit 7 Box of Documents Produced..... 53 9 10 Exhibit 8 The Mill Trust..... 67 11 12 (Original exhibits attached to original transcript. 13 Copies attached to transcript copies.) 14 15 16 17 18 19 20 21 22 23 24 25</p>	<p>1 Q. Okay. Any medications that might affect your 2 ability to give truthful testimony today? 3 A. No. 4 Q. Do you agree to give truthful testimony today? 5 A. Yes. 6 Q. Okay. First I'm going to have the court 7 reporter mark this as Exhibit 1. 8 (Browne Deposition Exhibit Number 1 9 marked for identification.) 10 Q. Now I'm handing you what's been marked 11 Exhibit 1. You're here today because of a subpoena, is 12 that correct? 13 A. Yes. 14 Q. Okay. Could I have you take a look at 15 Exhibit 1. Is this the subpoena that you've been served 16 with and the reason you're here? 17 A. I believe so, yes. 18 Q. Okay. Now if you turn to the page in Exhibit 1 19 that refers to your reason for being here. 20 A. Do you know what page it is? 21 Q. If you flip to the subpoena that begins with 22 your name, do you see it? 23 A. Yes. 24 Q. Okay. Now at the end of the subpoena there's a 25 series of requests for documents, it says, "Documents</p>
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<p>1 PADRAIGIN BROWNE, 2 duly sworn, was examined and testified as follows: 3 EXAMINATION 4 BY MR. SHEU: 5 Q. Could you please state and spell your full name 6 for the record. 7 A. Padraigin Browne, P-A-D-R-A-I-G-I-N, Browne, 8 B-R-O-W-N-E. 9 Q. Ms. Browne, have you ever had your deposition 10 taken before? 11 A. I have not. 12 Q. Have you ever given sworn testimony of any other 13 kind? 14 A. I have not. 15 Q. Okay. I'm just going to give you a few ground 16 rules for this. I'd ask that you let me finish asking a 17 question before beginning to answer so that we don't 18 create a fuzzy record. And I'll try to do the same when 19 you're answering, not interrupt you. I'll ask that if 20 you don't understand a question that you let me know 21 otherwise I'm going to assume that you understood the 22 question. Are you under any physical or mental 23 impairments that could affect your ability to give 24 truthful testimony today? 25 A. No.</p>	<p>1 requested," and there's several categories, there's 25 2 numbered paragraphs, do you see that? 3 A. Yes. 4 Q. Did you provide those documents to me today? 5 A. I believe so. 6 Q. Okay. Is that the box that is sitting on the 7 table here? 8 A. Yes. 9 Q. Okay. So going through them you first provided 10 your tax returns for the past six years? 11 A. I did not have 2009, but the rest of them, yes. 12 Q. Okay. Regarding No. 2, transfers to you, did 13 you provide all documents showing any distributions, 14 payments, et cetera, of any kind to you from the debtor? 15 A. Yes. 16 Q. And No. 3, did you provide any documents showing 17 your receipt of any money by any company by which the 18 debtor has had an interest in the past six years? 19 A. Yes. 20 Q. No. 4, I won't read them, can you just let me 21 know if you provided all documents requested in No. 4? 22 A. What I had, yes. 23 Q. Okay. What did you do, by the way, to retrieve 24 the documents requested in the subpoena? 25 A. I went to the banks, my banks, either accessed</p>

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<p>1 online or if there was no longer online access I went to</p> <p>2 the actual bank and requested the information.</p> <p>3 Q. And which banks did you either go online for or</p> <p>4 go physically and request?</p> <p>5 A. Sallie Mae, Capital One 360, Associated Bank</p> <p>6 online, and TCF in person.</p> <p>7 Q. Okay. Going back through No. 5, did you provide</p> <p>8 the documents requested in No. 5 of the subpoena?</p> <p>9 A. Yes.</p> <p>10 Q. How about No. 6?</p> <p>11 A. Yes.</p> <p>12 Q. And No. 7?</p> <p>13 A. Yes.</p> <p>14 Q. No. 8?</p> <p>15 A. Yes.</p> <p>16 Q. No. 9?</p> <p>17 A. Yes.</p> <p>18 Q. No. 10?</p> <p>19 A. Yes.</p> <p>20 Q. 11?</p> <p>21 A. Yes.</p> <p>22 Q. 12?</p> <p>23 A. Yes.</p> <p>24 Q. 13?</p> <p>25 A. Yes.</p>	<p>1 Q. Is that a yes?</p> <p>2 A. Right, I have no accountant.</p> <p>3 Q. Does the family have an accountant that it's</p> <p>4 ever used in the past six years?</p> <p>5 A. We did use in the past.</p> <p>6 Q. Who was that?</p> <p>7 A. Jackie Borster did our taxes.</p> <p>8 Q. Do you remember for what years?</p> <p>9 A. 2011 and 2012 I believe.</p> <p>10 Q. Could you spell Borster?</p> <p>11 A. B, it's either Boyster or Borster, it's</p> <p>12 B-O-R-S-T-E-R I believe.</p> <p>13 Q. And is that person local?</p> <p>14 A. She is.</p> <p>15 Q. Do you happen to have her contact information?</p> <p>16 MS. MAY: I presume it shows on the taxes,</p> <p>17 doesn't it?</p> <p>18 A. Yes, she signed for us those years and her</p> <p>19 information is on the tax returns for those years.</p> <p>20 MS. MAY: It's required by federal law.</p> <p>21 Q. No. 21, insurance?</p> <p>22 A. I don't think I gave you my health insurance</p> <p>23 number, but I can give you the health insurance card.</p> <p>24 Everything else, yes.</p> <p>25 Q. That's fine. Life and disability?</p>
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<p>1 Q. 14?</p> <p>2 A. Yes.</p> <p>3 Q. 15?</p> <p>4 A. Yes.</p> <p>5 Q. 16?</p> <p>6 A. Yes.</p> <p>7 Q. 17?</p> <p>8 A. Yes.</p> <p>9 Q. 18?</p> <p>10 A. Yes.</p> <p>11 Q. 19?</p> <p>12 A. Yes.</p> <p>13 Q. What software do you use?</p> <p>14 A. None.</p> <p>15 Q. Okay. So some of your answers, when you say</p> <p>16 yes, do you mean --</p> <p>17 A. As in if I have it, I provided it; and if I</p> <p>18 don't, I didn't.</p> <p>19 Q. Okay. No. 20?</p> <p>20 A. Yes.</p> <p>21 Q. As in provided or don't have?</p> <p>22 A. I don't, I don't believe that we have, we don't</p> <p>23 have an accountant.</p> <p>24 Q. No accountant?</p> <p>25 A. Right.</p>	<p>1 A. Yes, that's in there.</p> <p>2 Q. No. 22?</p> <p>3 A. Yes.</p> <p>4 Q. Were there any loans between you and the debtor?</p> <p>5 A. No.</p> <p>6 Q. How about any gifts?</p> <p>7 A. I'm not sure how, I mean, he's obviously given</p> <p>8 me birthday presents, Christmas gifts, et cetera, over</p> <p>9 the last six years.</p> <p>10 Q. How about money gifts?</p> <p>11 A. He helped me pay off my student loans in 2011.</p> <p>12 Q. Any other gifts of money?</p> <p>13 A. No.</p> <p>14 Q. How about No. 23?</p> <p>15 A. Yes.</p> <p>16 Q. So were there any transfers of any documents</p> <p>17 that you provided today showing transfers of money from</p> <p>18 the debtor to you in the past six years?</p> <p>19 A. Well, the bank account statements show all of</p> <p>20 the money that is coming in and out, so.</p> <p>21 Q. Were there any transfers of money from the</p> <p>22 debtor to you in the past six years?</p> <p>23 A. Yes, before we got married he would write me a</p> <p>24 check and then I would write the check for our rent.</p> <p>25 Q. When did you get married?</p>

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<p>1 A. 2011.</p> <p>2 Q. So since 2011 there's been no transfers of money</p> <p>3 from the debtor to you?</p> <p>4 A. Not of any significant amount that I remember.</p> <p>5 Q. How about No. 24?</p> <p>6 A. Yes, again, bank accounts.</p> <p>7 Q. And then 25 is real estate, did you provide any</p> <p>8 documents relating to your real estate?</p> <p>9 A. No, we just moved and I can't find everything,</p> <p>10 but it's on public record.</p> <p>11 Q. All documents relating to your --</p> <p>12 A. It should be, I believe it should be on Hennepin</p> <p>13 County property Web site.</p> <p>14 Q. Well, your mortgage wouldn't be. Your deed</p> <p>15 would be.</p> <p>16 A. Right. Well, with respect to the mortgage, I</p> <p>17 had to pay it and I don't keep the stubs after I pay it,</p> <p>18 so I don't have a current copy of how much we owe.</p> <p>19 Q. Do you --</p> <p>20 A. And online they don't have, they do not have a</p> <p>21 printable thing for our mortgage.</p> <p>22 Q. Who's the mortgage company?</p> <p>23 A. TCF Bank.</p> <p>24 Q. What is the monthly mortgage payment?</p> <p>25 A. Including taxes it's \$4,600, give or take.</p>	<p>1 there any other expenses that are associated with your</p> <p>2 property?</p> <p>3 A. Electric bill.</p> <p>4 Q. Utility bills?</p> <p>5 A. Yes.</p> <p>6 Q. Anything else?</p> <p>7 A. Not that I can think of, no.</p> <p>8 Q. Do you know what the current mortgage loan</p> <p>9 balance is right now?</p> <p>10 A. I think it just went under 600. Obviously not</p> <p>11 \$600, \$600,000.</p> <p>12 Q. When did you purchase the property?</p> <p>13 A. I think we signed in March 15, 2013, I'm not</p> <p>14 positive on the date.</p> <p>15 Q. So about two, two and a half years ago?</p> <p>16 A. Yeah.</p> <p>17 Q. How much did you buy it for?</p> <p>18 A. 775, so \$775,000.</p> <p>19 Q. Let me have you turn a few pages in Exhibit 1 to</p> <p>20 the subpoena directed to Monyet or Monyet, M-O-N-Y-E-T,</p> <p>21 LLC, do you see this?</p> <p>22 A. I do.</p> <p>23 Q. Are you appearing on behalf of Monyet?</p> <p>24 A. I am not.</p> <p>25 Q. Okay. How do you pronounce it, is it Monyet or</p>
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<p>1 There's some cents involved in that, but approximately.</p> <p>2 Q. And does insurance, do you have to pay real</p> <p>3 estate insurance or property insurance?</p> <p>4 A. Do you mean like --</p> <p>5 Q. Like hazard insurance for the property?</p> <p>6 A. Yes, we have insurance through State Farm.</p> <p>7 Q. Is that a separate bill?</p> <p>8 A. Yes.</p> <p>9 Q. And then you have --</p> <p>10 A. I think.</p> <p>11 Q. And then you have CIC fees?</p> <p>12 A. I have no idea what that means.</p> <p>13 Q. Condo fees, common interest community fees?</p> <p>14 A. Yes, and that is in there, in the box.</p> <p>15 Q. In the box you provided today?</p> <p>16 A. Yes.</p> <p>17 Q. Who's the management company?</p> <p>18 A. It used to be, it used to be Gittleman and they</p> <p>19 changed their name. I think it's First Service</p> <p>20 Residential now, I'm not positive.</p> <p>21 Q. And do you know what the monthly fees are?</p> <p>22 A. Approximately \$860 a month.</p> <p>23 Q. And other than your mortgage payment which</p> <p>24 includes real estate taxes, other than State Farm</p> <p>25 Insurance payments, other than the management fees, are</p>	<p>1 Monyet?</p> <p>2 A. I don't know.</p> <p>3 Q. Okay. Have you ever heard of Monyet or Monyet?</p> <p>4 A. Yes, I have.</p> <p>5 Q. Okay. What is it?</p> <p>6 A. It's an LLC.</p> <p>7 Q. Okay. Other than being an LLC, do you know</p> <p>8 anything about Monyet or Monyet, LLC?</p> <p>9 A. It was a company that's part of our trust and</p> <p>10 estate planning.</p> <p>11 Q. By our, you mean you and the debtor?</p> <p>12 A. Yes, our family.</p> <p>13 Q. Okay. So what was the origin of it, who set it</p> <p>14 up?</p> <p>15 A. A trust and estate attorney.</p> <p>16 Q. At your direction?</p> <p>17 A. It was probably at our, both of ours, it's our</p> <p>18 trust and estate planning.</p> <p>19 Q. Okay. Is it associated with the Mill Trust,</p> <p>20 M-I-L-L, trust?</p> <p>21 A. It is.</p> <p>22 Q. Okay. Is the Mill Trust actually your family</p> <p>23 trust?</p> <p>24 A. Yes.</p> <p>25 Q. Okay. And your family is you and the debtor and</p>

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<p>1 your two children, is that correct?</p> <p>2 A. That's correct.</p> <p>3 Q. Okay. And when was that trust set up?</p> <p>4 A. I think 2011, I think, I'm not sure.</p> <p>5 Q. And are there any documents associated with the</p> <p>6 creation of that trust such as a trust instrument?</p> <p>7 A. Yes.</p> <p>8 Q. Did you provide them today with the box of</p> <p>9 documents?</p> <p>10 A. I believe so.</p> <p>11 Q. So the trust document itself is in there?</p> <p>12 A. I think so, yes.</p> <p>13 Q. Okay. I just looked through it, I didn't find</p> <p>14 it.</p> <p>15 THE WITNESS: Paul?</p> <p>16 Q. You don't know if it was provided or not?</p> <p>17 A. No. I thought it was in there, but if it's not,</p> <p>18 then it's not.</p> <p>19 Q. Okay. Is the Mill Trust still in existence</p> <p>20 today?</p> <p>21 A. I don't know how to answer that. I guess so,</p> <p>22 yes.</p> <p>23 Q. And what is the purpose of the trust?</p> <p>24 A. To provide for our family expenses.</p> <p>25 Q. How is it funded?</p>	<p>1 A. I don't believe so.</p> <p>2 Q. Where was the account?</p> <p>3 A. Scottrade I think.</p> <p>4 Q. Scottrade?</p> <p>5 A. I think.</p> <p>6 Q. Is that an online broker?</p> <p>7 A. Yes.</p> <p>8 Q. So was the money in stocks as opposed to cash?</p> <p>9 A. I don't know.</p> <p>10 Q. I'm sorry?</p> <p>11 A. I don't know.</p> <p>12 Q. Who would know most about Monyet and the Mill</p> <p>13 Trust?</p> <p>14 A. Paul was the manager of the, of Monyet.</p> <p>15 Q. You were the trustee, weren't you?</p> <p>16 A. I was the trustee of the Mill Trust.</p> <p>17 Q. And as trustee of the Mill Trust, what were your</p> <p>18 obligations or duties?</p> <p>19 A. I was in charge of using the money as I saw fit</p> <p>20 for our family.</p> <p>21 MR. SHEU: I'm going to have a few more</p> <p>22 exhibits marked.</p> <p>23 (Browne Deposition Exhibit Numbers 2 - 4</p> <p>24 marked for identification.)</p> <p>25 Q. Ms. Browne, I'm handing you what's been marked</p>
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<p>1 A. Through transfers from Paul and from his</p> <p>2 companies.</p> <p>3 Q. How much is in it now?</p> <p>4 A. Approximately \$8,000.</p> <p>5 Q. What was the high water mark?</p> <p>6 A. I don't know.</p> <p>7 Q. Did you ever have access to the account</p> <p>8 statements for that trust?</p> <p>9 A. Yes.</p> <p>10 Q. Was Monyet the, the funding LLC for the trust?</p> <p>11 A. I don't know what that means.</p> <p>12 Q. Well, a trust itself I presume doesn't have its</p> <p>13 own bank account, is that your understanding?</p> <p>14 A. I just did what the attorney said to do and I</p> <p>15 didn't, I don't know how any of it works.</p> <p>16 Q. What attorney are you talking about?</p> <p>17 A. The attorney that set up the trust.</p> <p>18 Q. Who's that?</p> <p>19 A. I don't remember his name. He's out of Utah.</p> <p>20 Q. Was it Lee McCullough?</p> <p>21 A. That sounds familiar.</p> <p>22 Q. Did you ever have access to the account</p> <p>23 statements for Monyet or Monyet, LLC?</p> <p>24 A. Yes.</p> <p>25 Q. Were you a signatory on that account?</p>	<p>1 Exhibits 2, 3 and 4. I'll indicate to you that these</p> <p>2 were provided by your attorney a few weeks ago.</p> <p>3 MS. MAY: I'm uncomfortable not seeing the</p> <p>4 documents my client is seeing.</p> <p>5 MR. SHEU: I will share them with you.</p> <p>6 Q. Do you see Exhibits 2, 3 and 4?</p> <p>7 A. Yes.</p> <p>8 Q. Are these, and you can take a look through them,</p> <p>9 are these your 2012, 2013 and 2014 income tax returns?</p> <p>10 A. That's what they appear to be.</p> <p>11 Q. Okay. I'll have you first look at 2012 which is</p> <p>12 Exhibit 2. The second page of it appears to be a W-2</p> <p>13 from your employer Shumaker & Sieffert, is that correct?</p> <p>14 A. Yes, that's what it looks like.</p> <p>15 Q. What is your income at Shumaker & Sieffert?</p> <p>16 A. I get paid a percentage of the amount I bill.</p> <p>17 Q. Are you a partner or an associate?</p> <p>18 A. I'm not, I'm an associate.</p> <p>19 Q. Okay. What was your income in 2012?</p> <p>20 A. It appears that it was 55,000 for state and 62</p> <p>21 for federal, with respect to Social Security it was</p> <p>22 62,000.</p> <p>23 Q. When did you begin working at Shumaker &</p> <p>24 Sieffert?</p> <p>25 A. 2011.</p>

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<p>1 Q. Do you remember what your income was in 2011</p> <p>2 roughly?</p> <p>3 A. No.</p> <p>4 Q. Do you believe it was comparable to 2012?</p> <p>5 A. No, I believe it was more.</p> <p>6 Q. Was there some reason in 2012 it was lower than</p> <p>7 2011?</p> <p>8 A. Yeah, I took five months of maternity leave.</p> <p>9 Q. Understandable. Do you know what your income is</p> <p>10 going to be for 2015?</p> <p>11 A. No.</p> <p>12 Q. Do you know how much you've been paid to date?</p> <p>13 A. No.</p> <p>14 Q. You have no idea how much you've been paid?</p> <p>15 A. No, I don't look at my W-2.</p> <p>16 Q. You don't look at your paychecks?</p> <p>17 A. No.</p> <p>18 Q. You have no idea how much money you make, is</p> <p>19 that what you're telling me?</p> <p>20 A. No, that's correct, I don't know how much I</p> <p>21 make.</p> <p>22 Q. I'm going to have you flip ahead in Exhibit 2 to</p> <p>23 schedule E. Under part 2 of Exhibit --</p> <p>24 A. I'm not there yet.</p> <p>25 Q. Excuse me.</p>	<p>1 each other.</p> <p>2 A. Sorry.</p> <p>3 Q. You have no idea what Big Sky Films, LLC is?</p> <p>4 A. That's correct.</p> <p>5 Q. Who would know?</p> <p>6 A. Paul.</p> <p>7 Q. The debtor?</p> <p>8 A. Yes.</p> <p>9 Q. Would the debtor also know more about Monyet,</p> <p>10 LLC and the Mill Trust than yourself?</p> <p>11 A. I don't know.</p> <p>12 Q. Now you realize that the debtor testified in his</p> <p>13 debtor's exam a year ago that you would know more than</p> <p>14 him about Monyet, LLC?</p> <p>15 A. No.</p> <p>16 Q. You didn't know that?</p> <p>17 A. I did not.</p> <p>18 Q. Was that not an accurate statement?</p> <p>19 A. I have no idea.</p> <p>20 Q. So who knows more about Monyet and the Mill</p> <p>21 Trust, you or the debtor?</p> <p>22 A. I don't know.</p> <p>23 Q. I'll have you turn to Exhibit 3 which is the</p> <p>24 next document. Is this your 2013 tax return?</p> <p>25 A. It appears to be.</p>
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<p>1 A. Did I miss it? I'm sorry, I don't, I don't know</p> <p>2 where it is.</p> <p>3 Q. If you hand it back to me I'll find it. I've</p> <p>4 turned the page in Exhibit 2 to what's the beginning of</p> <p>5 schedule E of your 2012 tax return. I see three</p> <p>6 entities there, do you see that, Steele Hansmeier, PLLC,</p> <p>7 Under the Bridge, and Big Sky Films, LLC?</p> <p>8 A. Yes.</p> <p>9 Q. Are you familiar with any of those entities?</p> <p>10 A. No.</p> <p>11 Q. You know nothing about them?</p> <p>12 A. All I know is that they are somehow related to</p> <p>13 Paul.</p> <p>14 Q. You don't know anything beyond that?</p> <p>15 A. I know Steele Hansmeier was a law firm.</p> <p>16 Q. What do you know about Under the Bridge?</p> <p>17 A. Nothing.</p> <p>18 Q. Nothing at all?</p> <p>19 A. That's correct.</p> <p>20 Q. It appears on your tax return and you have no</p> <p>21 idea what it is?</p> <p>22 A. That's correct.</p> <p>23 Q. Same with Big Sky Films, LLC --</p> <p>24 A. That's correct.</p> <p>25 Q. Excuse me, we have to make sure not to talk over</p>	<p>1 Q. And what was your income in 2013?</p> <p>2 A. I don't know.</p> <p>3 Q. Do you have any idea from looking at your 2013</p> <p>4 tax return?</p> <p>5 A. It looks like it was 85 something.</p> <p>6 Q. 85,000 something?</p> <p>7 A. Yeah.</p> <p>8 Q. What's the most you've ever made as an attorney</p> <p>9 in a year?</p> <p>10 A. I don't know.</p> <p>11 Q. Is it more than \$100,000?</p> <p>12 A. Yes.</p> <p>13 Q. Is it more than \$150,000?</p> <p>14 A. I don't think so, I don't know.</p> <p>15 Q. What was the starting salary at Shumaker &</p> <p>16 Sieffert when you began working there?</p> <p>17 A. As I said, I get paid a percentage of what I</p> <p>18 bill.</p> <p>19 Q. I'll have you turn to schedule B of Exhibit 3</p> <p>20 which is the beginning of the interest and ordinary</p> <p>21 dividends. It's on Page 4 of the Exhibit 3.</p> <p>22 A. Okay. Here, okay.</p> <p>23 Q. Now do you see under part 2 of schedule B</p> <p>24 Scottrade, Inc.?</p> <p>25 A. Yes.</p>

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<p>1 Q. Is that the Scottrade we were talking about</p> <p>2 earlier associated with Monyet, LLC?</p> <p>3 A. I don't know.</p> <p>4 Q. You don't know anything about this Scottrade?</p> <p>5 A. There's two Scottrades listed.</p> <p>6 Q. Okay. Do you know anything about either of</p> <p>7 them?</p> <p>8 A. I know Scottrade is a company and I know that</p> <p>9 they paid us dividends.</p> <p>10 Q. What did they pay you dividends for?</p> <p>11 A. I don't know.</p> <p>12 Q. You don't know why you were being paid money</p> <p>13 from Scottrade?</p> <p>14 A. No.</p> <p>15 Q. Did you set up any Scottrade accounts?</p> <p>16 A. I have a personal Scottrade account.</p> <p>17 Q. Is that one of these listed?</p> <p>18 A. I assume so, yes.</p> <p>19 Q. Do you know which one it is, the smaller number</p> <p>20 or the bigger number?</p> <p>21 A. I believe it's the smaller number.</p> <p>22 Q. How do you fund your Scottrade account?</p> <p>23 A. With money I make.</p> <p>24 Q. From working?</p> <p>25 A. Yes.</p>	<p>1 A. I have a 401(k).</p> <p>2 Q. Other than the 401(k)?</p> <p>3 A. I have a Roth IRA.</p> <p>4 Q. Other than the Roth?</p> <p>5 A. No.</p> <p>6 Q. So this long-term stocks, I see sale proceeds</p> <p>7 95,544. Did you guys sell stocks in 2013?</p> <p>8 A. That is my guess, yes.</p> <p>9 Q. Did you play a role in deciding to sell any</p> <p>10 stocks?</p> <p>11 A. I don't remember.</p> <p>12 Q. What would you have done with the 95,000 in</p> <p>13 proceeds that you received?</p> <p>14 A. I don't know.</p> <p>15 Q. It looks like it was sold on July 1, 2013 and</p> <p>16 you received \$95,544?</p> <p>17 A. Okay.</p> <p>18 Q. No recollection of what that could be for?</p> <p>19 A. That's correct.</p> <p>20 Q. I'll have you turn to what's been marked</p> <p>21 Exhibit 4. Let me know when you're there.</p> <p>22 A. Okay.</p> <p>23 Q. Does this appear to be your 2014 income tax</p> <p>24 return?</p> <p>25 A. It does.</p>
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<p>1 Q. Do you have a direct deposit from your job at</p> <p>2 Shumaker & Sieffert?</p> <p>3 A. I do.</p> <p>4 Q. Where does it go?</p> <p>5 A. Associated Bank.</p> <p>6 Q. And so from Associated Bank you can write checks</p> <p>7 or make transfers to, for example, Scottrade?</p> <p>8 A. That's correct.</p> <p>9 Q. If I have you flip forward a couple of pages to</p> <p>10 form 8946 you'll see a reference to long-term stocks, do</p> <p>11 you see that?</p> <p>12 A. I do.</p> <p>13 Q. Do you know what that's about?</p> <p>14 A. No.</p> <p>15 Q. Have you ever had any long-term stocks?</p> <p>16 A. I have.</p> <p>17 Q. What kind of stocks?</p> <p>18 A. Ones in the stock market, I don't remember the</p> <p>19 names.</p> <p>20 Q. Are they chosen individually by you as opposed</p> <p>21 to a fund?</p> <p>22 A. That's correct.</p> <p>23 Q. And are they with Scottrade?</p> <p>24 A. Yes.</p> <p>25 Q. Any other companies that you use to invest?</p>	<p>1 Q. And what was your income in 2014?</p> <p>2 A. It looks like it was \$81,618.</p> <p>3 Q. How much of that was earned by you as opposed to</p> <p>4 the debtor?</p> <p>5 A. I don't know.</p> <p>6 Q. Can you ascertain that by looking at the tax</p> <p>7 return?</p> <p>8 A. I don't know.</p> <p>9 Q. Do you know what your income was in 2014?</p> <p>10 A. No.</p> <p>11 Q. You don't know what you made in 2014?</p> <p>12 A. No.</p> <p>13 Q. Was it more than \$100,000?</p> <p>14 A. I don't know.</p> <p>15 Q. I'll have you flip ahead to form 8949 just like</p> <p>16 the one we were looking at on Exhibit 3. Again, there's</p> <p>17 a reference to stock being sold on April 11, 2014 for</p> <p>18 \$19,010, do you see that?</p> <p>19 A. Yes.</p> <p>20 Q. And do you know what stocks were sold?</p> <p>21 A. Nope.</p> <p>22 Q. Did you give the direction to sell the stocks?</p> <p>23 A. I don't remember.</p> <p>24 Q. Okay.</p> <p>25 MR. SHEU: I'll have another exhibit marked</p>

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<p>1 at this time.</p> <p>2 (Browne Deposition Exhibit Number 5</p> <p>3 marked for identification.)</p> <p>4 Q. I'm going to hand you what's been marked as</p> <p>5 Exhibit 5. I don't expect you to have read this before,</p> <p>6 per se, but I'll have you flip ahead. Within Exhibit 5</p> <p>7 you'll see several exhibits, one is Exhibit H. I think</p> <p>8 you're a little past it, go back one more. Yep, right</p> <p>9 there, Exhibit H. So if you flip to the next page</p> <p>10 you'll see what looks like an opening application for a</p> <p>11 TCF Bank account, do you see that?</p> <p>12 A. Yep.</p> <p>13 Q. And it looks like it's from Monyet, LLC, do you</p> <p>14 see that?</p> <p>15 A. Yes.</p> <p>16 Q. Now did you have any signatory authority for</p> <p>17 this Monyet, LLC account at TCF Bank?</p> <p>18 A. No, I don't think so.</p> <p>19 Q. Did you know about it?</p> <p>20 A. Yes.</p> <p>21 Q. You knew it was being opened?</p> <p>22 A. That's correct.</p> <p>23 Q. It was being opened as part of the Mill Trust</p> <p>24 estate plan?</p> <p>25 A. Presumably, yes.</p>	<p>1 A. He was a 3L and I was 1L.</p> <p>2 Q. What year did you graduate?</p> <p>3 A. 2009.</p> <p>4 Q. What did you do after you graduated?</p> <p>5 A. I took the bar.</p> <p>6 Q. What did you do for employment after you took</p> <p>7 the bar? I presume you passed.</p> <p>8 A. I did pass the bar, yes. I started working at a</p> <p>9 law firm called Crawford Manno in about October of 2009,</p> <p>10 I think October, I'm not positive.</p> <p>11 Q. How long did you work there?</p> <p>12 A. I'm really, I'm sorry, I'm really bad at dates.</p> <p>13 I think until January 2011, but I'm not positive.</p> <p>14 Q. What did you do after working at that law firm?</p> <p>15 A. I started working at Shumaker & Sieffert.</p> <p>16 Q. And you've been there ever since?</p> <p>17 A. No.</p> <p>18 Q. Were you with Shumaker & Sieffert for a short</p> <p>19 period and then left to go somewhere else?</p> <p>20 A. I quit in 2013, I think it was 2013, and then</p> <p>21 went back shortly. So I quit in August of 2013 and went</p> <p>22 back either at the end of December or beginning of</p> <p>23 January 2014.</p> <p>24 Q. Quit as in took a leave or quit, quit?</p> <p>25 A. Quit.</p>
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<p>1 Q. I'll have you flip ahead a few pages. And</p> <p>2 you'll see a Scottrade broker's account application, do</p> <p>3 you see that?</p> <p>4 A. I do.</p> <p>5 Q. And I see two signatures at the bottom for</p> <p>6 applicant authorized person's signature, they're both</p> <p>7 dated December 27, 2010. Is one of those your</p> <p>8 signatures?</p> <p>9 A. I don't think so.</p> <p>10 Q. Do you recognize those signatures?</p> <p>11 A. I'm not sure whose they are, whose.</p> <p>12 Q. Would you recognize your husband's signature if</p> <p>13 you saw it?</p> <p>14 A. Probably not. I don't see him sign things.</p> <p>15 Q. Have you seen his handwriting before?</p> <p>16 A. Yes.</p> <p>17 Q. You guys were married in 2011?</p> <p>18 A. That's correct.</p> <p>19 Q. And how long had you been together before that?</p> <p>20 A. We started, I think we started dating in 2006.</p> <p>21 Q. Was that in law school?</p> <p>22 A. Yes.</p> <p>23 Q. Were you guys in the same class?</p> <p>24 A. No.</p> <p>25 Q. Was he ahead of you or were you ahead of him?</p>	<p>1 Q. What for?</p> <p>2 A. I thought I had another job offer.</p> <p>3 Q. I'll have you flip ahead a page in Exhibit 5.</p> <p>4 The next document appears to be the operating agreement</p> <p>5 of Monyet, LLC, do you see that?</p> <p>6 A. Yes.</p> <p>7 Q. Do you know if this was one of the documents</p> <p>8 that you produced today in the box that's sitting on the</p> <p>9 table here?</p> <p>10 A. I don't know.</p> <p>11 Q. You don't know?</p> <p>12 A. No.</p> <p>13 Q. Have you seen this document before?</p> <p>14 A. I assume, yes, I don't remember.</p> <p>15 Q. If you turn to Page 18 you'll see the signature</p> <p>16 pages?</p> <p>17 A. So yes, I have seen it before, I signed it.</p> <p>18 Q. Is that your signature?</p> <p>19 A. It is.</p> <p>20 Q. Padraigin Lane Browne, trustee of the Mill</p> <p>21 Trust, is that correct?</p> <p>22 A. Yes.</p> <p>23 Q. And you're signing on behalf of the Mill Trust</p> <p>24 as trustee and the Mill Trust is the member of Monyet,</p> <p>25 LLC?</p>

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<p>1 A. That's correct.</p> <p>2 Q. Is it the sole member?</p> <p>3 A. Yes.</p> <p>4 Q. Okay. And Mr. Hansmeier is listed as the</p> <p>5 manager of Monyet, LLC, is that correct?</p> <p>6 A. That is correct.</p> <p>7 Q. Is that your recollection of how it was all set</p> <p>8 up?</p> <p>9 A. Yes.</p> <p>10 Q. This document doesn't seem to be dated. Do you</p> <p>11 know when this would have been signed?</p> <p>12 A. No.</p> <p>13 Q. Was it, do you have a date range? Obviously</p> <p>14 after law school and before today.</p> <p>15 A. I would even go after law school and before</p> <p>16 whatever day that Scottrade was opened.</p> <p>17 Q. Before the Scottrade was opened in 2010?</p> <p>18 A. Yep, I'd feel comfortable saying that.</p> <p>19 Q. Okay. Were you married at this time?</p> <p>20 A. No.</p> <p>21 Q. So why, why were you guys setting up a trust</p> <p>22 when you weren't married?</p> <p>23 A. We knew we were going to get married.</p> <p>24 Q. So it was in anticipation of getting married?</p> <p>25 A. I think so.</p>	<p>1 just skip past that. And the next one is an</p> <p>2 investment/loan to Livewire from Monyet, LLC for \$10,000</p> <p>3 transferred in June of 2013, do you see that?</p> <p>4 A. I do.</p> <p>5 Q. Are you familiar with Livewire?</p> <p>6 A. No.</p> <p>7 Q. Have you ever heard of Livewire?</p> <p>8 A. Yes.</p> <p>9 Q. What do you know about it?</p> <p>10 A. That it's a company.</p> <p>11 Q. What else other than the fact it's a company?</p> <p>12 A. That's it.</p> <p>13 Q. Is it a, is it a company that your husband is</p> <p>14 associated with in any fashion whatsoever?</p> <p>15 A. Not that I'm aware of.</p> <p>16 Q. You have no idea if he's an investor or a</p> <p>17 creditor of Livewire?</p> <p>18 A. I don't know.</p> <p>19 Q. Who handles the finances in your family?</p> <p>20 A. I need you to be more specific.</p> <p>21 Q. Well, usually someone pays attention in a family</p> <p>22 to how much money people have, paying bills and so</p> <p>23 forth. Is it both of you guys, do you guys do it each</p> <p>24 yourselves when you set up a trust together before you</p> <p>25 got married?</p>
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<p>1 Q. How old were you guys when you, in 2010 let's</p> <p>2 say?</p> <p>3 A. Depending on the time of year, I would be 28 or</p> <p>4 27 I think, yeah.</p> <p>5 Q. And how old is Mr. Hansmeier?</p> <p>6 A. He's a year older than me.</p> <p>7 Q. Do you guys, do you know why you set up a</p> <p>8 Delaware LLC?</p> <p>9 A. Because that's where people set up LLC's,</p> <p>10 Delaware.</p> <p>11 Q. They set them up here too.</p> <p>12 A. I'm guessing that Lee McCullough, assuming that</p> <p>13 is actually the attorney, told us to do it there.</p> <p>14 Q. How did you find out about Mr. McCullough?</p> <p>15 A. I don't remember.</p> <p>16 Q. Did you actually meet with Mr. McCullough?</p> <p>17 A. In person, no.</p> <p>18 Q. Do you know if the debtor did?</p> <p>19 A. No, I don't.</p> <p>20 Q. I'll have you flip ahead past the operating</p> <p>21 agreement in Exhibit 5. You'll see a series of</p> <p>22 Scottrade authorizations to wire brokerage fund</p> <p>23 documents, do you see those?</p> <p>24 A. Yes.</p> <p>25 Q. Now the first one is for an appellate bond, I'll</p>	<p>1 A. I think we both pay some attention to our</p> <p>2 finances.</p> <p>3 Q. So you, I'm trying to figure out if you would</p> <p>4 know what the debtor is up to with his finances, such as</p> <p>5 investment companies?</p> <p>6 A. I do not have access to his private bank</p> <p>7 accounts, just as he does not have access to my personal</p> <p>8 private bank accounts.</p> <p>9 Q. What private bank accounts does he have?</p> <p>10 A. I don't know.</p> <p>11 Q. So he may have none, is that what you're saying?</p> <p>12 A. That's correct, or he, yeah.</p> <p>13 Q. I'll have you flip ahead to the next one which</p> <p>14 is also Livewire Holdings, a transfer to Livewire</p> <p>15 Holdings from Monyet in June of 2013 for \$10,000.</p> <p>16 Again, your testimony now under oath is that you have no</p> <p>17 idea what this could be for?</p> <p>18 A. That's correct.</p> <p>19 Q. I'll have you flip ahead to the next one which</p> <p>20 you can skip, and the next one after that. And then the</p> <p>21 next one that says recipient is Class Justice, PLLC,</p> <p>22 \$25,000 transfer from Monyet on July 26, 2013, do you</p> <p>23 see that?</p> <p>24 A. Yes.</p> <p>25 Q. Are you familiar with Class Justice, PLLC?</p>

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<p>1 A. I've heard of it before.</p> <p>2 Q. You've heard of it?</p> <p>3 A. Yes.</p> <p>4 Q. Is that your husband's law firm?</p> <p>5 A. I think so.</p> <p>6 Q. You think so, you don't know that for a fact?</p> <p>7 A. That's correct.</p> <p>8 Q. I'll have you flip ahead to the next one which</p> <p>9 hopefully you'll know something about, the recipient is</p> <p>10 yourself, it's \$5,000 on July 30, 2013, the reason for</p> <p>11 the request is personal transfer. Do you know what that</p> <p>12 was for?</p> <p>13 MS. MAY: What was the date on that?</p> <p>14 MR. SHEU: July 30, 2013.</p> <p>15 A. I don't remember what the money was for.</p> <p>16 Q. Do you know where you put the money?</p> <p>17 A. It went to my Associated Bank account.</p> <p>18 Q. Do you remember where it went?</p> <p>19 A. Yes.</p> <p>20 Q. Do you know what you did with it?</p> <p>21 A. I can't be positive, it was in 2013.</p> <p>22 Q. Did you provide in the documents today any</p> <p>23 statements for Associated Bank?</p> <p>24 A. I did.</p> <p>25 Q. For 2013?</p>	<p>1 Q. Did you provide statements for 2013?</p> <p>2 A. I provided statements for the entire time that</p> <p>3 that account was open.</p> <p>4 Q. Did you also have an Associated Bank account at</p> <p>5 the same time during 2013?</p> <p>6 A. Yes.</p> <p>7 Q. So what was the purpose of having another bank</p> <p>8 account, that TCF Financial Bank account?</p> <p>9 A. TCF Bank asked me to open up a personal bank</p> <p>10 account when we had the, got the mortgage, so I did.</p> <p>11 Q. And you don't know where this \$30,000 went?</p> <p>12 A. Not specifically, no.</p> <p>13 Q. Is there any way we'll be able to find that out?</p> <p>14 A. I would look at the statements that I provided.</p> <p>15 Q. I'll have you turn to the next page. Actually,</p> <p>16 you can skip that. And the next page after that is a</p> <p>17 \$25,000 loan from Monyet to Class Justice, PLLC. Are</p> <p>18 you familiar with your husband having loaned any money</p> <p>19 to anybody including any entities?</p> <p>20 A. We would have talked about this, but I don't</p> <p>21 remember because it was in 2013.</p> <p>22 Q. Are there any loan agreements that you know of?</p> <p>23 A. I don't know.</p> <p>24 Q. Do you know if there's any money that's owed to</p> <p>25 you or your husband by anybody or any entity?</p>
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<p>1 A. Yes, I provided six years of Associated Bank</p> <p>2 account statements.</p> <p>3 Q. Did you include copies of checks?</p> <p>4 A. I did not have those.</p> <p>5 Q. I'll have you turn to the next page. This is a</p> <p>6 \$30,000 transfer from Monyet, Scottrade account, to</p> <p>7 yourself on August 27, 2013. Do you know what this was</p> <p>8 for?</p> <p>9 A. I don't know the exact specifics of why the</p> <p>10 money was transferred, no, I don't remember.</p> <p>11 Q. Under reason for request it says, "Trust</p> <p>12 agreement," does that ring any bells for you?</p> <p>13 A. No.</p> <p>14 Q. You have no idea why your husband was</p> <p>15 transferring \$30,000 to you?</p> <p>16 A. Probably because we talked about it.</p> <p>17 Q. Do you know what you would have done with it?</p> <p>18 A. I can't say for sure, but I'm assuming it went</p> <p>19 to pay everyday living expenses.</p> <p>20 Q. It looks like the receiving institution was TCF</p> <p>21 Financial. Did you have an account at TCF Financial?</p> <p>22 A. I did.</p> <p>23 Q. Did you provide bank statements with your, that</p> <p>24 box?</p> <p>25 A. Yes.</p>	<p>1 A. I personally am not owed any money that I know</p> <p>2 of.</p> <p>3 Q. What about your husband?</p> <p>4 A. I don't know.</p> <p>5 Q. I'll have you turn to the next page which you</p> <p>6 can skip and the next page which you can also skip. And</p> <p>7 then stop where it says the November 22, 2013 transfer</p> <p>8 of \$175,000 to you from Monyet, Scottrade account. What</p> <p>9 was this for?</p> <p>10 A. For personal and everyday living expenses.</p> <p>11 Q. \$175,000?</p> <p>12 A. That's correct.</p> <p>13 Q. This is transferred to your TCF Bank account?</p> <p>14 A. Yes.</p> <p>15 Q. And so the, this \$175,000, your sworn testimony</p> <p>16 is it's all been spent, is that correct?</p> <p>17 A. Well, the trust currently has approximately</p> <p>18 \$8,000 in it.</p> <p>19 Q. What was the most the trust ever had?</p> <p>20 A. I don't know.</p> <p>21 Q. Who would know?</p> <p>22 A. I don't know.</p> <p>23 Q. You don't know who would know about --</p> <p>24 A. I don't know if anyone would know how much it</p> <p>25 had, what the maximum amount that was ever in it.</p>

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<p>1 Q. Well, there would be some bank record of some 2 sort, wouldn't there?</p> <p>3 A. I don't know.</p> <p>4 Q. You don't know?</p> <p>5 A. That's correct.</p> <p>6 Q. You're the trustee of this trust, right?</p> <p>7 A. That is correct.</p> <p>8 Q. It's kind of your job to know what's in it, 9 isn't that part of the job of a trustee?</p> <p>10 A. If that's how you want to define it, sure.</p> <p>11 Q. I'll have you turn to the next page. You'll see 12 a \$21,250 transfer to Robert P. Balzebre, 13 B-A-L-Z-E-B-R-E. Do you know who that is?</p> <p>14 A. I've heard the name before.</p> <p>15 Q. Where have you heard the name?</p> <p>16 A. In discussing this.</p> <p>17 Q. Discussing what?</p> <p>18 A. Making a loan or whatever this was, this 19 transfer.</p> <p>20 Q. What was this loan or transfer for?</p> <p>21 A. I believe, I'm going to say I don't know because 22 I don't remember. It was a while ago.</p> <p>23 Q. It was December of 2013?</p> <p>24 A. That's correct.</p> <p>25 Q. You don't remember two years ago --</p>	<p>1 A. I don't know.</p> <p>2 Q. I'll have you flip ahead a couple of pages to 3 the authorization to wire money to Chisholm Properties 4 South Beach, Inc., do you see that?</p> <p>5 A. I do.</p> <p>6 Q. What is Chisholm Properties South Beach?</p> <p>7 A. I don't know.</p> <p>8 Q. You've never heard of it?</p> <p>9 A. I don't remember hearing about it, I don't 10 remember that specific name.</p> <p>11 Q. Do you guys have any property in Florida?</p> <p>12 A. No.</p> <p>13 Q. Do you know anybody with property in Florida?</p> <p>14 A. I don't, yes, I do know some people that have 15 property in Florida.</p> <p>16 Q. Who's that?</p> <p>17 A. Paul's aunt, for one.</p> <p>18 Q. Anybody else?</p> <p>19 A. I know, that's the only person I feel 20 comfortable for sure saying has property in Florida.</p> <p>21 Q. Have you ever invested any money --</p> <p>22 A. No.</p> <p>23 Q. -- in Florida property?</p> <p>24 A. No.</p> <p>25 Q. Have you ever invested any money in Florida</p>
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<p>1 A. That's correct.</p> <p>2 Q. -- a \$21,000 loan? I'll have you turn, skip the 3 next page and then stop at the next one where there's 4 the \$70,000 transfer to you from Monyet, Scottrade 5 account, on February 7, 2014. Do you know what that was 6 for?</p> <p>7 A. That money was used for everyday living 8 expenses.</p> <p>9 Q. What expenses are those?</p> <p>10 A. Our mortgage, daycare, my personal car payment, 11 food, utilities. I don't know, what everybody spends 12 money on.</p> <p>13 Q. Is that money all gone?</p> <p>14 A. There's approximately \$8,000 left in the trust 15 account.</p> <p>16 Q. At some point did you ever hear how your husband 17 had a judgment against him?</p> <p>18 A. Yes, I am aware that there is a judgment against 19 my husband.</p> <p>20 Q. There's a few judgments, is that correct, is 21 that your understanding?</p> <p>22 A. I don't know the specifics. I know we're here 23 today.</p> <p>24 Q. When did you first learn about any judgments or 25 liabilities that your husband had?</p>	<p>1 property?</p> <p>2 A. No.</p> <p>3 Q. Do you know if Paul has?</p> <p>4 A. I do not.</p> <p>5 Q. So he could have since you don't know?</p> <p>6 A. I don't know.</p> <p>7 Q. Okay. We can set aside Exhibit 5. And by the 8 way, let me know if you ever need to take a break to go 9 to the bathroom, get a drink of water.</p> <p>10 MS. MAY: Can you make sure that I get 11 copies of the exhibits?</p> <p>12 MR. SHEU: Yes.</p> <p>13 MS. MAY: Ms. Court Reporter, make sure 14 that you catch that I asked for copies of the exhibits.</p> <p>15 MR. SHEU: My intention is to leave the 16 exhibits that have been marked with the court reporter 17 and have the transcript include all of the exhibits.</p> <p>18 MS. MAY: But I won't necessarily be asking 19 for a copy of the transcript, which is why I'm asking 20 for a copy of the exhibits.</p> <p>21 MR. SHEU: Okay. Can we mark another one. 22 (Browne Deposition Exhibit Number 6 23 marked for identification.) 24 (Attorney Paul Godfreed entered the 25 deposition room.)</p>

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<p>1 BY MR. SHEU:</p> <p>2 Q. I'm handing you what's been marked Exhibit 6.</p> <p>3 I'm going to ask you to take a look at it, please.</p> <p>4 A. Before we go any farther, I wasn't expecting</p> <p>5 anyone that was not you here and it was my understanding</p> <p>6 that this was just for this bankruptcy.</p> <p>7 Q. We should make a record. Mr. Godfread has</p> <p>8 entered the room. Mr. Godfread is an attorney of record</p> <p>9 in the bankruptcy, he's noticed his appearance.</p> <p>10 MR. GODFREAD: Do you want me to state</p> <p>11 anything further on the record? Paul Godfread appearing</p> <p>12 both as a creditor and a representative of another</p> <p>13 creditor in the bankruptcy proceeding.</p> <p>14 BY MR. SHEU:</p> <p>15 Q. Okay. And the first page of what's been marked</p> <p>16 Exhibit 6, you'll see at the very top an Alpha Law Firm,</p> <p>17 LLC check made payable to the U.S. Treasury, do you see</p> <p>18 that?</p> <p>19 A. I do.</p> <p>20 Q. And it's for \$196,865 on April 16, 2012, do you</p> <p>21 see that?</p> <p>22 A. Yes.</p> <p>23 Q. Do you know what that was for?</p> <p>24 A. I'm not positive.</p> <p>25 Q. Could it have been to pay estimated taxes?</p>	<p>1 Q. You've never heard of it?</p> <p>2 A. I don't remember.</p> <p>3 Q. How about Alpha Law Firm, have you ever heard of</p> <p>4 Alpha Law Firm?</p> <p>5 A. I have.</p> <p>6 Q. What do you know about it?</p> <p>7 A. It's a law firm.</p> <p>8 Q. What else do you know about it?</p> <p>9 A. It was run by Paul I believe.</p> <p>10 Q. Do you know what kind of law he practiced?</p> <p>11 A. No, I don't know what he practiced with Alpha</p> <p>12 Law Firm.</p> <p>13 Q. Do you know what the \$65,970 payment would be</p> <p>14 for?</p> <p>15 A. No.</p> <p>16 Q. I'll have you turn one more page. Do you see a</p> <p>17 check written out on July 26, 2010 from Alpha Law Firm</p> <p>18 to Media Copyright Group, LLC for \$2,000, do you see</p> <p>19 that?</p> <p>20 A. I do.</p> <p>21 Q. Are you familiar with Media Copyright Group,</p> <p>22 LLC?</p> <p>23 A. I am not.</p> <p>24 Q. Never heard of it?</p> <p>25 A. I don't know if I've heard of it, but I don't</p>
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<p>1 A. That is possible.</p> <p>2 Q. Who handled the taxes in 2012?</p> <p>3 A. It looks like we had someone prepare our taxes,</p> <p>4 Jackie Borstner prepared our taxes in 2012.</p> <p>5 Q. And you're looking at Exhibit 2?</p> <p>6 A. Yes.</p> <p>7 Q. Do you know if that payment would have been for</p> <p>8 estimated taxes or for --</p> <p>9 A. I do not know.</p> <p>10 Q. Do you remember actually making any checks out</p> <p>11 for taxes yourself or did your husband handle it?</p> <p>12 A. I don't remember.</p> <p>13 Q. I'll have you flip ahead a couple of pages in</p> <p>14 Exhibit 6 to a check, that's the one dated February 6,</p> <p>15 2013?</p> <p>16 MS. MAY: What is Exhibit 6?</p> <p>17 MR. SHEU: This was an exhibit in the</p> <p>18 application.</p> <p>19 Q. You'll see a February 5th, 2013 check from Alpha</p> <p>20 Law Firm to Class Action Justice Institute for \$65,970,</p> <p>21 do you see that?</p> <p>22 A. I do.</p> <p>23 Q. Are you familiar with Class Action Justice</p> <p>24 Institute?</p> <p>25 A. No.</p>	<p>1 remember it if I have.</p> <p>2 Q. I'll have you turn ahead a page. There's a</p> <p>3 series of checks starting in the middle and going to the</p> <p>4 bottom, two are from Mr. Hansmeier to Monyet, LLC, do</p> <p>5 you see that?</p> <p>6 A. I do.</p> <p>7 Q. Was this basically the funding of the trust we</p> <p>8 were talking about earlier?</p> <p>9 A. I think so.</p> <p>10 Q. The bottom check is for \$2,250 to the law</p> <p>11 offices of Lee McCullough, M-C-C-U-L-L-O-U-G-H, III, PA,</p> <p>12 do you see that?</p> <p>13 A. I do.</p> <p>14 Q. Is that the attorney you believe set up the Mill</p> <p>15 Trust and Monyet, LLC --</p> <p>16 A. Yes.</p> <p>17 Q. -- estate plan?</p> <p>18 A. Yes.</p> <p>19 Q. Does it make sense that maybe in December of</p> <p>20 2010 is the time period of when the trust was set up?</p> <p>21 A. That is possible.</p> <p>22 Q. Other than the Mill Trust, are you a trustee or</p> <p>23 beneficiary of any other trust?</p> <p>24 A. I don't know.</p> <p>25 Q. You don't know?</p>

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<p>1 A. No, I don't know.</p> <p>2 Q. You don't know if you are the trustee of any</p> <p>3 other trust?</p> <p>4 A. You asked a compound question.</p> <p>5 Q. Okay. Do you know if you're the trustee of any</p> <p>6 other trust?</p> <p>7 A. No, I don't believe that I am.</p> <p>8 Q. Do you know if you're the beneficiary of any --</p> <p>9 A. I do not know.</p> <p>10 Q. Do you guys have a home office?</p> <p>11 A. Yes.</p> <p>12 Q. At the Carlisle?</p> <p>13 A. Yes.</p> <p>14 Q. Is it like a room, like a segregated room or is</p> <p>15 it a place you rent out?</p> <p>16 A. It's a portion of our bedroom.</p> <p>17 Q. Do you pay, you don't pay separate rent on it</p> <p>18 though, it's part of the --</p> <p>19 A. It's a home office, as in it's part of our home.</p> <p>20 Q. Okay. Now you guys are living somewhere else,</p> <p>21 is that correct?</p> <p>22 A. That is correct.</p> <p>23 Q. Where are you living?</p> <p>24 A. 3749 Sunbury Alcove, Woodbury, 55125.</p> <p>25 Q. Are you renting?</p>	<p>1 fixtures changed. And I, I think that's it, I'm not</p> <p>2 positive.</p> <p>3 Q. Did you get a quote for the construction work?</p> <p>4 A. We got individual quotes. Oh, and eventually it</p> <p>5 will be staged for sale.</p> <p>6 Q. Yeah. Did you, what's the cost of all the</p> <p>7 repair work and fixing up?</p> <p>8 A. I don't remember off the top of my head.</p> <p>9 Q. I understand you're going to list it for</p> <p>10 \$950,000, did I hear that correctly?</p> <p>11 A. We will have a final decision on that after the</p> <p>12 repair work is done.</p> <p>13 Q. Who are you using as a realtor?</p> <p>14 A. Ben Ganje.</p> <p>15 Q. Can you spell that?</p> <p>16 A. G-A-N-J-E.</p> <p>17 Q. First name is Ben?</p> <p>18 A. Mm-hmm.</p> <p>19 Q. Is this an individual or company?</p> <p>20 A. He's with Lakes Sotheby's.</p> <p>21 Q. Lake Sotheby's?</p> <p>22 A. Lakes Sotheby's.</p> <p>23 Q. Lake Sotheby's?</p> <p>24 A. Lakes, L-A-K-E-S, and then --</p> <p>25 Q. Sotheby's?</p>
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<p>1 A. We are.</p> <p>2 Q. Who are you renting from?</p> <p>3 A. An individual person.</p> <p>4 Q. Who is the individual person?</p> <p>5 A. I don't remember how to spell her name.</p> <p>6 Q. Do you know how to say her name?</p> <p>7 A. Xu Dai maybe.</p> <p>8 Q. Xu Dai?</p> <p>9 A. Yes. It's, I think her first name is X-U, but I</p> <p>10 don't remember if there's other letters. And I believe</p> <p>11 the last name is D-A-I.</p> <p>12 Q. What are you paying for rent?</p> <p>13 A. 1,950 a month.</p> <p>14 Q. Who's paying the rent, you or the debtor or both</p> <p>15 of you?</p> <p>16 A. We are paying it jointly as joint tenants to the</p> <p>17 property.</p> <p>18 Q. When did you move into that place?</p> <p>19 A. October 5th.</p> <p>20 Q. Is it a month-to-month lease or a yearly lease?</p> <p>21 A. It is a six-month lease.</p> <p>22 Q. And what's, what kind of work are you doing now</p> <p>23 on the unit 3201 of the Carlisle?</p> <p>24 A. We are redoing the floors, replacing the carpet,</p> <p>25 painting, having some plumbing work done, having light</p>	<p>1 A. Yes.</p> <p>2 Q. Do you know when you're going to make a decision</p> <p>3 on the listing price?</p> <p>4 A. We have not scheduled a final appointment with</p> <p>5 him yet.</p> <p>6 Q. Has he told you the range of what you may want</p> <p>7 to list it for?</p> <p>8 A. We've heard from 900,000 to 1.3.</p> <p>9 Q. Are you familiar with any other recent sales of</p> <p>10 comparable apartments, excuse me, condos in your</p> <p>11 building?</p> <p>12 A. There aren't very many comparable units in our</p> <p>13 building.</p> <p>14 Q. So you haven't heard of any sales?</p> <p>15 A. No.</p> <p>16 Q. Now in the petition papers in this case there</p> <p>17 was an estimated value of \$885,000. Do you believe it's</p> <p>18 worth more than that?</p> <p>19 A. I'm hoping after the renovations it is, but I</p> <p>20 believe that \$885,000 is the number that the county</p> <p>21 assessor provided us for our taxes.</p> <p>22 Q. Are you familiar with the Barry Berg Group?</p> <p>23 A. No.</p> <p>24 Q. What's your timeline to sell the place after</p> <p>25 it's fixed up and listed?</p>

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<p>1 A. As soon as possible.</p> <p>2 Q. Why so quickly?</p> <p>3 A. So that we can lower our overhead and hopefully</p> <p>4 pay off the, this stuff.</p> <p>5 Q. What's this stuff?</p> <p>6 A. The bankruptcy.</p> <p>7 Q. I want to turn your attention back to the Mill</p> <p>8 Trust and Monyet. Do you know if the Mill Trust is a</p> <p>9 revocable trust?</p> <p>10 A. I have no idea.</p> <p>11 Q. It would say so on the trust documents probably?</p> <p>12 A. Yes. I don't remember.</p> <p>13 Q. Do you know if there's a spendthrift clause?</p> <p>14 A. I don't know what that means.</p> <p>15 Q. And you're representing that there's in the box</p> <p>16 of documents you brought today a copy of the Mill Trust?</p> <p>17 A. I think there is.</p> <p>18 Q. Okay.</p> <p>19 MR. SHEU: Why don't we mark that stack as</p> <p>20 Exhibit 7.</p> <p>21 (Browne Deposition Exhibit Number 7</p> <p>22 marked for identification.)</p> <p>23 Q. I'll have you flip through Exhibit 7 and find</p> <p>24 the Mill Trust for me.</p> <p>25 A. There is over 2,000 pages of documents here.</p>	<p>1 at Exhibit 1 and --</p> <p>2 A. I can't look at two things at once.</p> <p>3 MS. MAY: Mr. Sheu, she's not even a fifth</p> <p>4 of the way through it. We've all sat here in dead</p> <p>5 silence for 20 minutes while she digs through 2,100</p> <p>6 pages of documents. Is there a better plan than this?</p> <p>7 MR. SHEU: Why don't we do this. We can</p> <p>8 take a short break while Ms. Browne takes a look at</p> <p>9 Exhibit 1 and puts into piles categories of documents.</p> <p>10 A. I'm not organizing this for you.</p> <p>11 Q. Well, the alternative would be for me to then</p> <p>12 ask you where in the stuff you sent me are the various</p> <p>13 categories of documents which I've listed by category,</p> <p>14 tax returns, transfers to you. Monyet, LLC is its own</p> <p>15 category, we went through it earlier, and you said you</p> <p>16 either produced it or didn't have it.</p> <p>17 MS. MAY: I can tell you that my client is</p> <p>18 not going to be your administrative assistant today.</p> <p>19 And I'm going to object to having her sort through your</p> <p>20 documents.</p> <p>21 MR. SHEU: I'm trying to see if the</p> <p>22 documents are actually produced. This was a subpoena</p> <p>23 for documents.</p> <p>24 MS. MAY: And we have produced them.</p> <p>25 MR. SHEU: And we have yet to see if they</p>
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<p>1 Q. Okay. Well, you're telling me it's in there</p> <p>2 somewhere, I didn't see it.</p> <p>3 A. Paul and I put it together together, it was my</p> <p>4 understanding this could be in there and I don't know if</p> <p>5 it is or not, other than that was my understanding.</p> <p>6 Q. Okay. I went through the documents and they're</p> <p>7 in --</p> <p>8 A. I can spend an hour going through that if you</p> <p>9 want, but I --</p> <p>10 Q. Well, I spent 15 minutes going through it. They</p> <p>11 are in no order whatsoever, in fact, they appear to be</p> <p>12 deliberately out of order. So if there's the Mill Trust</p> <p>13 in there, I'd love to find it.</p> <p>14 MR. HANSMEIER: Mr. Sheu, rather than have</p> <p>15 my wife page through 2,000 pages of documents, I'd be</p> <p>16 glad when I go back to my office to send you a copy to</p> <p>17 your personal email, a copy of that. So regardless of</p> <p>18 whether you can find it or not right now, you'll have it</p> <p>19 this afternoon.</p> <p>20 MR. SHEU: Well, I'm taking her deposition,</p> <p>21 I don't want to ask, be asking you questions at the same</p> <p>22 time.</p> <p>23 A. Do you mind if I take out portions after I look</p> <p>24 through them?</p> <p>25 Q. Please do. In fact, if you want to take a look</p>	<p>1 were produced.</p> <p>2 MS. MAY: Well, maybe that's because you</p> <p>3 didn't ask for them in advance. You had them delivered</p> <p>4 at the moment the deposition was to start and you left</p> <p>5 them out in the hallway for 45 minutes. So it isn't our</p> <p>6 fault that you never read or reviewed the documents.</p> <p>7 And I don't think we should all sit here while you use</p> <p>8 the deponent as a slave to dig through your documents.</p> <p>9 MR. SHEU: I went through the documents in</p> <p>10 15 minutes and I didn't find any Mill Trust documents</p> <p>11 MS. MAY: And we've offered an alternative</p> <p>12 to that. We can provide a copy of the Mill Trust</p> <p>13 document. I think I have it in my office, he has it in</p> <p>14 his office. If it isn't in there, we can certainly</p> <p>15 provide it. But this appears just to be petty and</p> <p>16 punishment and I want that on the record.</p> <p>17 MR. SHEU: I want it on the record that</p> <p>18 this is the most bad faith production of documents I</p> <p>19 have ever seen. They are not in any order, and in fact,</p> <p>20 they are deliberately out of order, they're upside down.</p> <p>21 A. I didn't see a single page upside down as of</p> <p>22 yet.</p> <p>23 Q. That's because I put them in the right order</p> <p>24 when I reviewed them before the deposition started, at</p> <p>25 least most of them.</p>

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<p>1 MR. HANSMEIER: Mr. Sheu, I'll reiterate my</p> <p>2 request for my offer to go to my office and grab you a</p> <p>3 copy of it. I believe you just missed it when you went</p> <p>4 through the documents. I don't think you can</p> <p>5 realistically go through 2,000 pages of documents in</p> <p>6 15 minutes. But we can isolate the document for you,</p> <p>7 you can have it very shortly and we can stop this</p> <p>8 charade of forcing my wife to page by page through 2,100</p> <p>9 documents when you have a good faith legitimate</p> <p>10 alternative before you.</p> <p>11 MR. SHEU: We can adjourn the deposition</p> <p>12 and reconvene it after I have it.</p> <p>13 MR. HANSMEIER: Sure, that's not a problem.</p> <p>14 MS. MAY: I know we have also produced it</p> <p>15 to the Chapter 13 trustee.</p> <p>16 A. And it's actually not on the subpoena. It says</p> <p>17 Monyet, but not Mill Trust on your subpoena, so.</p> <p>18 MR. HANSMEIER: Why don't we adjourn.</p> <p>19 MR. SHEU: We're not adjourning, this is my</p> <p>20 deposition.</p> <p>21 MR. HANSMEIER: You just said.</p> <p>22 MR. SHEU: I'd like to see if it's in there</p> <p>23 before we adjourn.</p> <p>24 MS. MAY: Okay. Well, pass it back over to</p> <p>25 him and let him go through it, you're done.</p>	<p>1 MR. SHEU: Okay. We'll go off the record</p> <p>2 and we'll come back at 11:30.</p> <p>3 (Short break taken at 10:52 a.m.)</p> <p>4 BY MR. SHEU:</p> <p>5 Q. Ms. Browne, the debtor on his schedules in this</p> <p>6 case listed some business rent of \$2,173 a month. Do</p> <p>7 you know if your husband rents out space for his, for</p> <p>8 his business?</p> <p>9 A. I think so.</p> <p>10 Q. Do you know where it is located at?</p> <p>11 A. I'm not sure.</p> <p>12 Q. You don't know where your husband works?</p> <p>13 A. I know he has an office downtown.</p> <p>14 Q. You don't know where?</p> <p>15 A. That's correct.</p> <p>16 Q. Have you ever been to his place of work?</p> <p>17 A. Yes.</p> <p>18 Q. Where is it?</p> <p>19 A. It's downtown.</p> <p>20 Q. Where downtown?</p> <p>21 A. In one of the buildings down here.</p> <p>22 Q. Which building?</p> <p>23 A. I don't know the name.</p> <p>24 Q. What's the address?</p> <p>25 A. I don't know the address.</p>
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<p>1 A. Here you go. And this is what I've looked</p> <p>2 through so far.</p> <p>3 MR. SHEU: Okay. I'm just going to make a</p> <p>4 record that the box of documents that was produced today</p> <p>5 is in no discernible order and there apparently is no</p> <p>6 Mill Trust record in it.</p> <p>7 A. You can't actually say that since you haven't</p> <p>8 actually looked through all 2,000 pages.</p> <p>9 Q. Okay. Well, I have looked through all 2,000</p> <p>10 pages. There's duplicates in there, there's two sets of</p> <p>11 Alpha Law Firm bank records at TCF, two duplicate sets.</p> <p>12 There's no Mill Trust anywhere in there.</p> <p>13 MR. SHEU: So if you have it and you're</p> <p>14 going to produce it, great, we can adjourn the</p> <p>15 deposition and reconvene after you've produced it. If</p> <p>16 you want to do that this afternoon, that's fine.</p> <p>17 MS. MAY: Or if you want to dig through</p> <p>18 there and find it, that's fine.</p> <p>19 MR. HANSMEIER: Mr. Sheu, my office is ten</p> <p>20 minutes away, I can walk over there, print off the</p> <p>21 document and bring it back.</p> <p>22 MR. SHEU: It's quarter to 11 now. Why</p> <p>23 don't you do that, we'll reconvene at 11:30.</p> <p>24 MS. MAY: It's ten to 11:00.</p> <p>25 MR. HANSMEIER: No problem.</p>	<p>1 Q. Is it the Fifth Street Towers?</p> <p>2 A. I have been to the Fifth Street Towers, I do not</p> <p>3 believe that is where his physical office is.</p> <p>4 Q. Do you know what the building looks like?</p> <p>5 A. It's tall and white or silver or something.</p> <p>6 Q. Now you have a car payment?</p> <p>7 A. I do.</p> <p>8 Q. What is your monthly car payment?</p> <p>9 A. Approximately 830 something I think.</p> <p>10 Q. How much do you have left on it to pay off?</p> <p>11 A. I'm not sure.</p> <p>12 Q. When did you buy it?</p> <p>13 A. July 2012.</p> <p>14 Q. Was it bought new?</p> <p>15 A. Yes.</p> <p>16 Q. Do you know what the total purchase price was?</p> <p>17 A. I do not remember.</p> <p>18 Q. What kind of car is it?</p> <p>19 A. An Audi Q7.</p> <p>20 Q. Is it the family car?</p> <p>21 A. Yes.</p> <p>22 Q. Do you guys have any other vehicles?</p> <p>23 A. We just started leasing another car.</p> <p>24 Q. What car is that?</p> <p>25 A. It is a Toyota Prius.</p>

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<p>1 Q. When did you start leasing it?</p> <p>2 A. October 5th or 4th.</p> <p>3 Q. Of this year?</p> <p>4 A. Or 3rd, whatever, that weekend. Right before we</p> <p>5 moved because we need two cars now.</p> <p>6 Q. And who drives the Prius?</p> <p>7 A. It depends on the day.</p> <p>8 Q. So you guys both drive both cars?</p> <p>9 A. Yes.</p> <p>10 Q. How much is the lease on the Prius?</p> <p>11 A. I, I don't remember.</p> <p>12 Q. You don't remember 20 days ago?</p> <p>13 A. No. I can give you a ballpark, but that's it.</p> <p>14 Q. Yeah, what's your ballpark?</p> <p>15 A. Under 300.</p> <p>16 Q. Under 300, is that correct?</p> <p>17 A. Yes.</p> <p>18 Q. Where are you leasing it from?</p> <p>19 A. A Toyota dealership.</p> <p>20 Q. Are you signatory on the lease?</p> <p>21 A. I am.</p> <p>22 Q. Is your husband as well?</p> <p>23 A. No.</p> <p>24 Q. Do you pay the lease payments?</p> <p>25 A. I will be.</p>	<p>1 Q. Is that at Stonebridge?</p> <p>2 A. There's one at Associated and one at</p> <p>3 Stonebridge.</p> <p>4 Q. And those are sort of nominal amounts of money</p> <p>5 in them?</p> <p>6 A. The Stonebridge account has a nominal amount in</p> <p>7 it.</p> <p>8 Q. And the Associated one does as well?</p> <p>9 A. I'm not sure what it has in it currently.</p> <p>10 Q. Less than a thousand dollars?</p> <p>11 A. I'm not sure.</p> <p>12 Q. And what credit cards do you have, either you</p> <p>13 personally or you with your husband?</p> <p>14 A. I have a Citi card, a Chase, Capital One,</p> <p>15 Target, Bank of America, Banana Republic, maybe some, I</p> <p>16 don't know, Loft, did I say that.</p> <p>17 Q. Have you engaged the real estate broker you</p> <p>18 talked about earlier, Ben Ganje of Lakes Sotheby's, do</p> <p>19 you have a listing agreement or a broker agreement with</p> <p>20 him?</p> <p>21 A. We do.</p> <p>22 Q. When did you enter into that agreement?</p> <p>23 A. Either in September or October of this year.</p> <p>24 Q. When did you decide to sell the condo?</p> <p>25 A. At around the time we entered the agreement.</p>
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<p>1 Q. Are you the one responsible for the mortgage</p> <p>2 payments at the condo, at the Carlisle?</p> <p>3 A. I don't understand what you mean by responsible.</p> <p>4 Q. Do you pay, are you the one that --</p> <p>5 A. It comes out of my personal checking account.</p> <p>6 Q. Is that true for the rent you're paying at the</p> <p>7 house in Woodbury as well?</p> <p>8 A. So far it has, but we paid once, so.</p> <p>9 Q. So you're paying the Carlisle mortgage payments</p> <p>10 and the rent payments in Woodbury, is that correct?</p> <p>11 A. That's what's coming out of my personal bank</p> <p>12 account, yes.</p> <p>13 Q. At Associated Bank?</p> <p>14 A. Yes.</p> <p>15 Q. How about the other household expenses like</p> <p>16 daycare and so forth, does that come out of your</p> <p>17 personal bank account?</p> <p>18 A. It does.</p> <p>19 Q. Do all the household expenses come out of your</p> <p>20 personal bank account?</p> <p>21 A. Currently, yes.</p> <p>22 Q. Do any come out of your husband's bank accounts?</p> <p>23 A. I don't know. I don't know that he has any.</p> <p>24 Q. Any bank accounts?</p> <p>25 A. I know he has a joint bank account with me.</p>	<p>1 Q. September or October of this year?</p> <p>2 A. Mm-hmm.</p> <p>3 Q. Do you have any expenses that are not household</p> <p>4 expenses, like just your own personal ones that you have</p> <p>5 to pay out of your separate accounts?</p> <p>6 A. I don't understand.</p> <p>7 Q. Do you have any expenses you have to pay, bills</p> <p>8 and so forth that are not joint household bills?</p> <p>9 A. Well, the car is mine.</p> <p>10 Q. Okay, so car.</p> <p>11 A. If I buy clothes I pay for them myself.</p> <p>12 Q. Do you still have student loans?</p> <p>13 A. No.</p> <p>14 Q. When were they paid off?</p> <p>15 A. I don't remember exactly.</p> <p>16 Q. Other than the Mill Trust which as soon as the</p> <p>17 copy comes back we'll take a look at, are there any</p> <p>18 other entities, corporate entities that you have an</p> <p>19 interest in or an involvement in?</p> <p>20 A. I don't think so.</p> <p>21 Q. You've never signed an LLC agreement other than</p> <p>22 as trustee of the Monyet?</p> <p>23 A. Not that I remember.</p> <p>24 Q. So you were never a member of Guava, LLC?</p> <p>25 A. That's correct.</p>

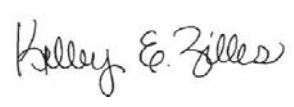
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<p>1 Q. How about AF Holdings, LLC?</p> <p>2 A. I was not a member of AF Holdings.</p> <p>3 Q. Do you know who was?</p> <p>4 A. No.</p> <p>5 Q. How about Guava?</p> <p>6 A. No.</p> <p>7 Q. How about Ingenuity 13?</p> <p>8 A. I do not know and I was not a member.</p> <p>9 Q. How about Livewire Holdings?</p> <p>10 A. I do not know and I was not a member.</p> <p>11 Q. How about Media Copyright Group?</p> <p>12 A. I do not know and I was not a member.</p> <p>13 Q. How about Prenda Law, Inc.?</p> <p>14 A. I do not know and I was not a member.</p> <p>15 Q. Do you know if your husband was a member of any</p> <p>16 of those entities I just mentioned?</p> <p>17 A. It is my understanding that he is not, or was</p> <p>18 not.</p> <p>19 Q. Is not or was not?</p> <p>20 A. Correct.</p> <p>21 Q. Was not as well as is not?</p> <p>22 A. Well, I don't know if they currently exist, but</p> <p>23 it's my understanding that he is not now and has never</p> <p>24 been a member of the ones that you listed, but I could</p> <p>25 be wrong.</p>	<p>1 or indirectly other than the \$8,000 that's in the Monyet</p> <p>2 trust?</p> <p>3 A. There's money in various accounts as reflected</p> <p>4 in the papers that I provided you.</p> <p>5 Q. So all the papers that you provided, which we'll</p> <p>6 get back in a second, reflect the world of your net</p> <p>7 worth?</p> <p>8 A. Yeah, that and the condo, yep.</p> <p>9 Q. Okay.</p> <p>10 MR. SHEU: Why don't we take a break while</p> <p>11 we wait for the documents, I'll go check on them.</p> <p>12 (Short break taken at 11:39 a.m.)</p> <p>13 (Browne Deposition Exhibit Number 8</p> <p>14 marked for identification.)</p> <p>15 BY MR. SHEU:</p> <p>16 Q. Ms. Browne, I'm going to hand you back</p> <p>17 Exhibit 7. And I'm not going to ask you to do much with</p> <p>18 it other than just let me know if Exhibit 7 accurately</p> <p>19 is what you guys produced to me today?</p> <p>20 A. I can't do that because I didn't see it being</p> <p>21 copied, so I don't know. I mean, you're the only person</p> <p>22 that can tell me if it's an accurate copy of what we</p> <p>23 provided for you.</p> <p>24 Q. Okay. Well, assuming I accurately copied it, is</p> <p>25 what you've provided today the world of documents that</p>
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<p>1 Q. So it sounds like you've heard of those entities</p> <p>2 that I just mentioned?</p> <p>3 A. I've heard of Prenda because it's in the news.</p> <p>4 Q. What about Livewire Holdings?</p> <p>5 A. I have heard of it once or twice before, don't</p> <p>6 know what it does.</p> <p>7 Q. Where did you hear about it?</p> <p>8 A. I don't remember.</p> <p>9 Q. You've never seen any documents?</p> <p>10 A. I don't remember.</p> <p>11 Q. If you add up all your monthly expenses, the</p> <p>12 condo that you pay, the house that you're now renting,</p> <p>13 your car payment, it sounds like that's more than what</p> <p>14 you've earned, is that accurate?</p> <p>15 A. Yes.</p> <p>16 Q. So how are you paying --</p> <p>17 A. That's why there's only \$8,000 left in the</p> <p>18 trust.</p> <p>19 Q. How are you paying your expenses now?</p> <p>20 A. There's \$8,000 left in the trust.</p> <p>21 Q. But it sounds like after a month of mortgage and</p> <p>22 a house, that's going to last a couple of months?</p> <p>23 A. Well, hopefully we'll have sold the house in a</p> <p>24 couple of months.</p> <p>25 Q. So you have no other assets of any kind directly</p>	<p>1 you could find responsive to the subpoena?</p> <p>2 A. Yes.</p> <p>3 Q. Okay. Now I'm going to hand you what's been</p> <p>4 marked Exhibit 8 and ask you if you can identify it for</p> <p>5 me?</p> <p>6 A. It is a copy of the Mill Trust.</p> <p>7 Q. And is this the Mill Trust that you provided to</p> <p>8 me during the break?</p> <p>9 A. Yes.</p> <p>10 Q. So going back a bit. Lee McCullough who is</p> <p>11 listed at the end of the document as the trust</p> <p>12 protector, can you see that at the end of the document?</p> <p>13 A. Yes.</p> <p>14 Q. Okay. Do you know why you have a trust</p> <p>15 protector set up with this trust?</p> <p>16 A. Nope.</p> <p>17 Q. What was your plan in setting up this trust?</p> <p>18 A. I don't know.</p> <p>19 Q. You don't know why you set this trust up?</p> <p>20 A. It's for estate planning.</p> <p>21 Q. What about, can you expand on that?</p> <p>22 A. No.</p> <p>23 Q. You can't expand on that?</p> <p>24 A. That's correct.</p> <p>25 Q. Where did you get the name the Mill Trust?</p>

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<p>1 A. I don't remember.</p> <p>2 Q. Is it fair that your husband knows more about</p> <p>3 this trust than you?</p> <p>4 A. I don't know.</p> <p>5 Q. Okay. He testified previously that you would</p> <p>6 know more about this than he would?</p> <p>7 A. I don't know what he testified to previously.</p> <p>8 Q. Okay. He also testified that after one day of a</p> <p>9 debtor's exam he came back for another day and said that</p> <p>10 he had spoken to you and that you had reminded him about</p> <p>11 wills and trusts. Do you remember speaking to him about</p> <p>12 wills and trusts?</p> <p>13 A. I don't, no. I don't even know when the debtor</p> <p>14 exam happened, so I have no idea what happened around</p> <p>15 that time.</p> <p>16 Q. Okay. It was in June and July of 2014?</p> <p>17 A. I don't remember what we talked about in June or</p> <p>18 July of 2014.</p> <p>19 Q. Of all the people in the world who would know</p> <p>20 the most about the Mill Trust, this Exhibit 8, who would</p> <p>21 that be?</p> <p>22 A. I don't know.</p> <p>23 Q. You don't know?</p> <p>24 A. That's correct.</p> <p>25 Q. Do you know today why it's set up?</p>	<p>1 A. I don't remember. I'd have to read through it</p> <p>2 again.</p> <p>3 Q. Okay.</p> <p>4 MR. SHEU: Well, at this point I'm going to</p> <p>5 adjourn my questioning with the reservation that I get</p> <p>6 to fully review Exhibit 7, what was produced today, and</p> <p>7 reserve the right to reconvene. I'll ask if Mr.</p> <p>8 Godfread has any questions that he would want to ask?</p> <p>9 MR. GODFREED: No, not at this time.</p> <p>10 MS. MAY: I have nothing.</p> <p>11 BY MR. SHEU:</p> <p>12 Q. Okay. Thank you for your time.</p> <p>13 A. Thanks.</p> <p>14 (Proceedings adjourned at 11:50 a.m.)</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
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<p>1 A. It was set up for trust and estate planning.</p> <p>2 Q. What do you mean by trust and estate planning?</p> <p>3 A. I mean trust and estate planning.</p> <p>4 Q. What does that mean?</p> <p>5 A. I don't know.</p> <p>6 Q. You don't know?</p> <p>7 A. I don't know other than what it says in here.</p> <p>8 Q. Did you draft this document?</p> <p>9 A. I did not.</p> <p>10 Q. You did sign the document?</p> <p>11 A. That's correct.</p> <p>12 Q. You must have read it before you signed it?</p> <p>13 A. I did, back in 2010.</p> <p>14 Q. Has there been any amendments to this trust?</p> <p>15 A. Not that I'm aware of.</p> <p>16 Q. Have you signed any other documents relating to</p> <p>17 this Mill Trust?</p> <p>18 A. I have not signed any amendments to the Mill</p> <p>19 Trust.</p> <p>20 Q. Has the Mill Trust filed its own tax returns?</p> <p>21 A. No, it's a trust.</p> <p>22 Q. So it must be a revocable trust?</p> <p>23 A. I don't know, you'd have to read the document.</p> <p>24 Q. In other words, could you guys revoke that right</p> <p>25 now if you want to?</p>	<p>1 REPORTER'S CERTIFICATE</p> <p>2</p> <p>3 STATE OF MINNESOTA)</p> <p>4) ss.</p> <p>5 COUNTY OF WASHINGTON)</p> <p>6 I hereby certify that I reported the deposition of</p> <p>7 Padraigin Browne on the 28th day of October 2015, in</p> <p>8 Minneapolis, Minnesota, and that the witness was by me</p> <p>9 first duly sworn to tell the whole truth;</p> <p>10 That the testimony was transcribed by me and is a</p> <p>11 true record of the testimony of the witness;</p> <p>12 That the cost of the original has been charged to</p> <p>13 the party who noticed the deposition, and that all</p> <p>14 parties who ordered copies have been charged at the same</p> <p>15 rate for such copies;</p> <p>16 That I am not a relative or employee or attorney or</p> <p>17 counsel of any of the parties, or a relative or employee</p> <p>18 of such attorney or counsel;</p> <p>19 That I am not financially interested in the action</p> <p>20 and have no contract with the parties, attorneys, or</p> <p>21 persons with an interest in the action that affects or</p> <p>22 has a substantial tendency to affect my impartiality;</p> <p>23 That the right to read and sign the deposition by</p> <p>24 the witness was waived.</p> <p>25 WITNESS MY HAND AND SEAL THIS 28th day of October</p> <p>2015.</p> <p></p> <p>Kelley E. Zilles, RPR Notary Public, Washington County, Minnesota My commission expires 1-31-2020</p>